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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Günther Spatz, et al.

Serial No.: 10/070,715

Filed: August 7, 2002

**For: DEVICE AND METHOD FOR
FILLING CONTAINERS**

Examiner: Christopher R. Harmon

Group Art Unit: 3721

Attorney Docket No.: 2169.GLE.PT

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail (under 37 C.F.R. § 1.8(a)) on the date of deposit shown below with sufficient postage and in an envelope addressed to Mail Stop Amendment Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450.

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AMENDMENT UNDER 37 C.F.R. § 1.116

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Commissioner For Patents
P. O. Box 1450
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Sir:

Responsive to the Office Action mailed October 7, 2004, the Applicants request entry of the following amendments and consideration of the following arguments which clarify that the claims distinguish over the cited reference and are in condition for allowance. Alternatively, entry of the amendments is requested to place the claims in better condition for consideration upon appeal.